

I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Commissioner for Patents  
Washington, D.C. 20231  
on August 15, 2001

Date of Deposit

Jonathan P. Taylor, Ph.D. Reg. No. P-48,338

Name of applicant, assignee or  
Registered Representative

Signature

8/15/01

Date of Signature

Case No. 10466/18

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Franklin Okumu

Serial No.: 09/839,684

Filed: April 19, 2001

For: SUSTAINED RELEASE  
FORMULATIONS

Attention: Manager,  
Application Branch

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION  
FILING DATE GRANTED**

Commissioner for Patents  
Washington, D.C. 20231

Attn.: Box Missing Parts

Dear Sir:

In accordance with the Notice to File Missing Parts of Application Filing Date Granted dated June 15, 2001, a copy of which is attached, enclosed herewith for filing are the following documents:

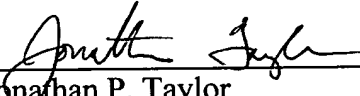


Fully executed Declaration for Patent Application and Power of Attorney for the above-referenced patent application.

- ☒ Applicant is:
- ☐ a small entity, verified statement is:
- ☐ attached
- ☐ already filed
- ☒ other than small entity
- ☒ Checks totaling \$1416 for:
- ☒ Filing Fee of \$710.
- ☒ Surcharge of \$130.
- ☒ Additional Claim Fees of \$576.
- ☐ Petition for Extension of Time (37 C.F.R. § 1.136(a)) to file missing parts (in duplicate).
- ☐ Other: \_\_\_\_\_.
- ☒ The Commissioner is hereby authorized to charge any deficiencies in fees or credit overpayment to Deposit Account No. 23-1925. A duplicate copy of this paper is enclosed.

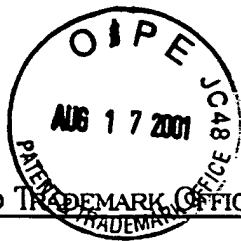
Respectfully submitted,

Dated: 8/15/01

  
Jonathan P. Taylor  
Registration No. P-48,338  
Representative for Applicant(s)

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, IL 60610  
(312)321-4200

rev. Dec.-99  
Document2

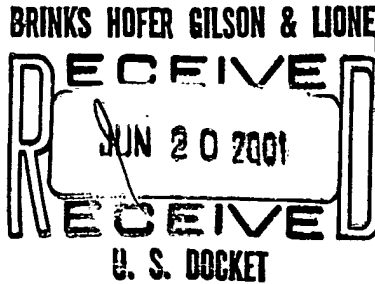


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/839,684	04/19/2001	Franklin Okumu	10466/18

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, IL 60610



CONFIRMATION NO. 1800  
FORMALITIES LETTER



Date Mailed: 06/15/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

FILED UNDER 37 CFR 1.53(b)

**Filing Date Granted**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$576.  
    ▪ \$576 for 32 total claims over 20.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1416.**

***A copy of this notice MUST be returned with the reply.***

08/20/2001 SZENDIE1 00000050 09839684

*John S. [Signature]*

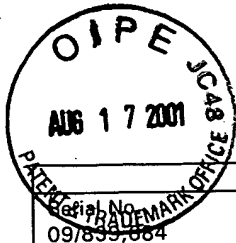
Customer Service Center

Initial Patent Examination Division (703) 308-1202

01 FC:101  
02 FC:103  
03 FC:105

710.00 OP  
576.00 OP  
130.00 OP

PART 1 - ATTORNEY/APPLICANT COPY



23 N Section

TRANSMITTAL LETTER			Case No. 10466/18
Serial No. 09/839,664	Filing Date April 19, 2001	Examiner	Group Art Unit
Inventor(s) Franklin Okumu			
Title of Invention Sustained Release Formulations J			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Response to Notice to File Missing Parts of Application, Declaration, Power of Attorney, check for \$1416, Assignment, Assignment Recordal Letter, check for \$40 and Return Postcard.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.
- ☐ Petition for a \_\_\_\_\_ month extension of time.
- ☐ No additional fee is required.
- ☐ The fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra
Total		Minus		
Indep.		Minus		
First Presentation of Multiple Dep. Claim				

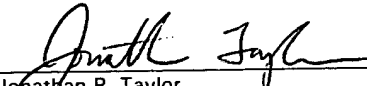
Small Entity	
Rate	Add'l Fee
x \$9 =	
x 40 =	
+ \$135 =	
Total add'l fee	\$

or

Other Than Small Entity	
Rate	Add'l Fee
x \$18 =	
x \$80 =	
+ \$270 =	
Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$\_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

  
Jonathan P. Taylor  
Registration No. P-48,338  
Attorney for Applicant  
Representative J

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on August 15, 2001.

Date: 8/15/01

Signature: 